

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Erich Kratzmaier)	PATENT APPLICATION
)	Attorney Docket: KRA10293P00010US
Serial No.:	10/565,093)	
)	
International)	Group Art Unit:
Filing Date:	16 July, 2004)	Not Yet Designated
)	
For:	TREATMENT COUCH)	Confirmation No. 5460
(as amended to agree with)	
WO 2005/009317 A1))	
)	
Examiner:	Not Yet Designated)	

FIRST SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97, the art identified on the attached form PTO/SB/08A and other matters discussed below may be helpful to the Patent Office in its examination of the application identified above.

A copy of each of the identified non-U.S. patent documents is enclosed herewith for the Examiner's consideration.

Enclosed is a copy of the forms (Cite Nos. 1, 2, and 3) comprising the International Preliminary Report on Patentability in PCT/EP2004/051525 of which the above-captioned, instant U.S. patent application is a national stage. (The International Search Report, per se, and cited prior art were submitted to the U.S. Patent and Trademark Office in this instant U.S. national stage application as part of the initial Information Disclosure Statement filed January 18, 2006.)

The publication PCT/EP2004/051525, of which the above-captioned instant U.S. patent application is a national stage, claims priority of EP 03 01 6295.2 and EP 03 01 6296.0. Enclosed is a copy of the papers (Cite Nos. 4, 5, and 6) comprising the European Patent Office (EPO) the Rule 51(4) Communication for the aforementioned priority application EP 03 01 6296.1, which papers define the version of the priority application ready for grant.

The German patent attorney representing the applicant of the above-captioned instant U.S. national stage patent application advises that the main claim 1 of the aforementioned priority application EP 03 016 296.1, as set forth in the Rule 51(4) Communication and approved for grant by the applicant, is substantially the same as the aforementioned U.S. national stage application claim 22 (the only independent claim presently in the U.S. national stage application).

The Patent and Trademark Office Examiner is requested to review the art and determine the extent of the materiality of the disclosures thereof with respect to the patentability of the subject invention. It is expected that the Patent and Trademark Office Examiner will independently conduct a complete search for relevant prior art.

No inference should be drawn and no representation is made or intended: (a) that a search has been made, or if made, was complete; (b) that the art on the attached list presents a comprehensive investigation of the prior art; or (c) that no more pertinent art than that listed is in existence. [See 37 C.F.R. §1.97(g)]

Citation of any art herein is not to be construed as an admission: (a) that the art disclosure is, or is considered to be, necessarily within the invention field of endeavor, pertinent to the

Serial No. 10/565,093 - - - 3

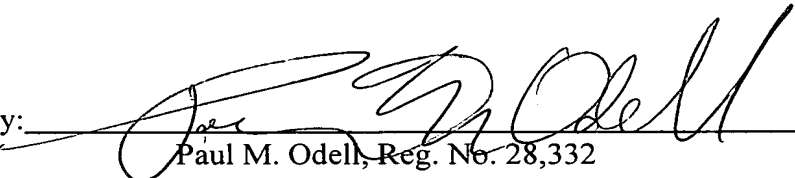
instant invention, or equivalent to the instant invention; (b) that the art disclosure is, or is considered to be, necessarily prior in time to a particular date which may be relevant in the instant patent application; (c) that the art disclosure is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and/or (d) that the art disclosure is otherwise necessarily prior art with respect to the instant invention and application. [See 37 C.F.R. §1.97(g).]

No inference should be drawn that the discussion of any art herein is a discussion of each and every feature disclosed therein.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosures of any document or other art, including the disclosures of the art cited herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

Respectfully submitted,

By:

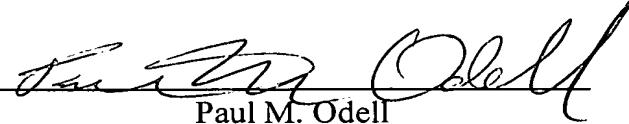


Paul M. Odell, Reg. No. 28,332

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
Citigroup Center, Suite 3800
500 West Madison Street
Chicago, Illinois 60661-2511
(312) 876-1800

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on April 12, 2006.



Paul M. Odell

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	10/565,093
				Filing Date	January 18, 2006
				First Named Inventor	Erich Kratzmaier
				Group Art Unit	Not Yet Designated
				Examiner Name	Not Yet Designated
Sheet	1	of	1	Attorney Docket No.	KRA10293P00010US

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	Form PCT/IB/326 (in English)	
	2	Form PCT/IB/373 (in English)	
	3	Form PCT/IB/237 (in German)	
	4	EPA Form 2004 (in German)	
	5	EPA Form 2056 (in German)	
	6	EPO Markup of allowable EPC patent application 03 016 296.0-1257	
Examiner Signature			Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.